IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CLARK DISTRIBUTION SYSTEMS, : CIVIL ACTION NO. 1:10-CV-2575

INC.,

Plaintiff : (Judge Conner)

:

ALG DIRECT, INC.,

v.

v.

Defendant :

THE CLARK GROUP INC, : CIVIL ACTION NO. 1:11-CV-1299

Plaintiff :

: (Judge Conner)

:

ALG DIRECT, INC.,

Defendant :

-----:

ALG DIRECT, INC.,

Third-Party Plaintiff,

:

v. :

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CLARK DISTRIBUTION SYSTEMS, :

INC., :

Third-Party Defendant :

ORDER

AND NOW, this 26th day of January, 2012, upon consideration of the joint motion (No. 1:11-CV-1299, Doc. 19) to consolidate the above-captioned cases, and it appearing that the above-captioned cases involve common parties and common questions of fact and law, see Fed. R. Civ. P. 42(a); see also Cella v. Togum

Constructeur Ensembleier en Industrie Alimentaire, 173 F.3d 909, 912-13 (3d Cir. 1999) (discussing consolidation), it is hereby ORDERED that:

- 1. The above-captioned cases are CONSOLIDATED for all purposes.
- 2. The Clerk of Court is instructed to CONSOLIDATE the case docketed as Civil Action No. 1:11-CV-1299 into the case docketed as Civil Action No. 1:10-CV-2575 and to CLOSE the case docketed as Civil Action No. 1:11-CV-1299.
- 3. All future documents filed in this consolidated case shall be filed under the case docketed as Civil Action No. 1:10-CV-2575.
- 4. The Case Management Order entered in Civil Action No. 1:11-CV-1299 on January 19, 2012 (Doc. 18), shall govern the conduct of discovery and contains the applicable deadlines and trial date for both consolidated matters.

S/ Christopher C. Conner CHRISTOPHER C. CONNER United States District Judge